

177291  
177292

**WILLOUGHBY & HOEFER, P.A.**

ATTORNEYS & COUNSELORS AT LAW

1022 CALHOUN STREET (SUITE 302)

P.O. BOX 8416

COLUMBIA, SOUTH CAROLINA 29202-8416

MITCHELL M. WILLOUGHBY  
JOHN M.S. HOEFER  
ELIZABETH ZECK\*  
PAIGE J. GOSSETT  
RANDOLPH R. LOWELL  
K. CHAD BURGESS  
NOAH M. HICKS II\*\*  
M. McMULLEN TAYLOR

AREA CODE 803  
TELEPHONE 252-3300  
TELECOPIER 256-8062

January 5, 2006

\*ALSO ADMITTED IN TX  
\*\*ALSO ADMITTED IN VA

The Honorable Charles L. A. Terreni  
Chief Clerk & Administrator  
**Public Service Commission of South Carolina**  
ATTN: Docketing Department P.O. Drawer 11649  
Columbia, SC 29211

RECEIVED  
2006 JAN -5 PM 12:32  
SC PUBLIC SERVICE  
COMMISSION

RE: Aiken Electric Cooperative, Inc., Complainant, v. South Carolina Electric &  
Gas Co., Respondent.  
Docket No. 2003-273-E

Dear Mr. Terreni:

Enclosed for filing in the above-captioned matter are the original and five (5) copies of a Motion for Continuance with a certificate of service. Please note that the motion has been consented to by Aiken Electric Cooperative, Inc., the Complainant in the case, and the Office of Regulatory Staff. Also, please note that the Motion for Continuance requests that all remaining pre-filing dates be continued as well and that the Commission establish a motions hearing to address pre-hearing matters that the parties anticipate may arise.

For the use of the Commission and its staff as they may believe to be appropriate, we have also enclosed five (5) copies of a proposed Order Granting Motion for Continuance of Deadlines for Prefiling Testimony and Rescheduling Hearing.

(continued ...)

The Honorable Charles L. A. Terreni  
January 5, 2006  
Page 2

---

If there are any questions regarding this matter or if further information is needed, please advise.

Very truly yours,

**WILLOUGHBY & HOEFER, P.A.**

A handwritten signature in black ink that reads "Mitchell Willoughby". The signature is written in a cursive, flowing style with a long, sweeping tail on the final letter.

Mitchell Willoughby

MW/cgc  
enclosures

cc: Marcus A. Manos, Esquire (w/enclosures)  
J. David Black, Esquire (w/enclosures)  
Shannon B. Hudson, Esquire (w/enclosures)  
Patricia B. Morrison, Esquire (w/enclosures)  
James B. Richardson (w/enclosures)

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2003-273-E – ORDER NO. 2006-\_\_\_\_\_**  
**\_\_\_\_\_, 2006**

RECEIVED  
2006 JAN -5 PM 12: 33  
SC PUBLIC SERVICE  
COMMISSION

IN RE: )  
)  
Aiken Electric Cooperative, Inc., )  
)  
Complainant, )  
)  
vs. )  
)  
South Carolina Electric )  
& Gas Company, )  
)  
Respondent. )  
\_\_\_\_\_ )

**ORDER GRANTING  
MOTION FOR CONTINUANCE  
OF DEADLINES FOR  
PREFILING TESTIMONY AND  
RESCHEDULING  
HEARING**

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the request of South Carolina Electric & Gas Company (“SCE&G” or “Company”) for an extension of the deadlines for prefiling testimony and for a rescheduled hearing date in the present proceeding regarding a complaint of Aiken Electric Cooperative, Inc. (“Aiken Electric”) against SCE&G.

By Order No. 2005-607, issued October 19, 2005, the following deadlines were established. Aiken Electric was required to file direct testimony and exhibits on or before December 12, 2005, and the direct testimony of SCE&G and the Office of Regulatory Staff (“ORS”) was to be filed on or before January 9, 2006. The rebuttal testimony of Aiken Electric was to be filed on or before January 23, 2006, and surrebuttal testimony of SCE&G and the ORS

was to be filed on or before January 30, 2006. The hearing in this docket is currently scheduled for February 8-9, 2006.

By motion filed January 5, 2006, SCE&G, with the consent of Aiken Electric and ORS, seeks to extend the deadlines for prefiling testimony and to reschedule the hearing. Specifically, SCE&G requests that the deadline for all parties other than Aiken Electric<sup>1</sup> to file direct testimony and exhibits be extended to January 30, 2006. Further, Aiken Electric's rebuttal testimony would be due February 13, 2006, and all other parties' surrebuttal testimony would be due February 20, 2006. SCE&G, with the consent of Aiken Electric and ORS, also requests that the Commission establish a deadline of February 27, 2006 for all pretrial motions and supporting memoranda, with responses to such pretrial motions filed by March 10, 2006. SCE&G further requests, with the consent of all parties, that the Commission hold a hearing on any pretrial motions on March 15, 2006, or as soon thereafter as possible. The parties request that approximately three hours be permitted for oral argument on pretrial motions. Additionally, SCE&G, with the consent of Aiken Electric and ORS, requests a day and one half be scheduled for the hearing in this matter and that the hearing on this matter be scheduled for sates on and after May 3, 2006.

Counsel for SCE&G advise that they have consulted with counsel for Aiken Electric and with counsel for ORS and that Aiken Electric and ORS have no objections to the proposed extension of the deadlines.

The Commission finds the request of SCE&G reasonable, finds that the request will not unduly prejudice any party, and therefore grants the request to extend the dates for filing testimony and exhibits and to reschedule the hearing.

---

<sup>1</sup> Aiken Electric has already prefled its direct testimony pursuant to Order No. 2005-607.

IT IS THEREFORE ORDERED THAT:

1. South Carolina Electric & Gas Company's request for an extension of the deadlines for prefiling testimony and exhibits and to reschedule the hearing in this matter is granted.
2. All other parties shall prefile direct testimony and exhibits on or before January 30, 2006.
3. Aiken Electric Cooperative, Inc. shall file rebuttal testimony and exhibits on or before February 13, 2006.
4. All other parties shall file surrebuttal testimony and exhibits on or before February 20, 2006.
5. Pretrial motions, if any, along with supporting memoranda shall be filed on or before February 27, 2006, with responses to any such motions due on or before March 10, 2006.
6. A hearing on pretrial motions, if any, shall be held on March 15, 2006 beginning at 10:30 a.m.
7. The hearing in this matter shall be scheduled for \_\_\_\_\_ through \_\_\_, 2006.
8. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

\_\_\_\_\_  
Randy Mitchell, Chairman

ATTEST:

\_\_\_\_\_  
G. O'Neal Hamilton, Vice Chairman

(SEAL)

**BEFORE**  
**THE PUBLIC SERVICE COMMISSION OF**  
**SOUTH CAROLINA**  
**DOCKET NO. 2003-273-E**

RECEIVED  
2006 JAN -5 PM 12:33  
SC PUBLIC SERVICE  
COMMISSION

IN THE MATTER OF: )  
 )  
Aiken Electric Cooperative, Inc., )  
 )  
Complainant, )  
 )  
vs. )  
 )  
South Carolina Electric & Gas Company, )  
 )  
Respondent. )  
\_\_\_\_\_ )


**CERTIFICATE OF SERVICE**

This is to certify that I, an employee of the law firm of Willoughby & Hoefer, P.A., have served this day a **Motion for Continuance** and a proposed **Order Granting Motion for Continuance of Deadlines for Prefiling Testimony and Rescheduling Hearing** upon the persons named below, at the addresses set forth, by deposit in the United States mail, first class postage prepaid:

Marcus A. Manos, Esquire  
NEXSEN PRUET ADAMS KLEEMEIER, LLC  
1441 Main Street (Suite 1500)  
Columbia, SC 29201

J. David Black, Esquire  
NEXSEN PRUET ADAMS KLEEMEIER, LLC  
1441 Main Street (Suite 1500)  
Columbia, SC 29201

Shannon Bowyer Hudson, Esquire  
**Office of Regulatory Staff**  
1441 Main Street, 3rd Floor  
Columbia, South Carolina 29201

  
Cathy G. Caldwell

January 5, 2006  
Columbia, South Carolina